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OCT 26 2004

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Examiner: Anh Vu. H. Ly **Group:** 2667

Date: October 26, 2004

Client Code: 2390

Facsimile No.: 703-872-9306

From: James M. Smith, Esq.

Subject: Paper: Notice of Appeal, with two month Extension of Time

Docket No.: 2390.1011-000

Applicants: William J. Dally, *et al.*

Serial No.: 09/316,699

Filing Date: May 21, 1999

Number of pages including this cover sheet: 3

Please confirm receipt of facsimile: Yes X No

Comments:

@PFDestopt:ODMA/MHODMA/HBSK05;.Manager;495223;1

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August 25, 2004

OCT 26 2004

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants: William J. Dally, Philip P. Carvey, P. Allen King, William F. Mann and
Larry R. Dennison

Application No.: 09/316,699

Group: 2667

Filed: May 21, 1999

Examiner: Anh Vu H. Ly

Confirmation No.: 8189

For: FABRIC ROUTER WITH FLIT CACHING

| CERTIFICATE OF MAILING OR TRANSMISSION | |
|---|-------------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on | |
| 10/26/04 | <i>James A. Tardiff</i> |
| Date | Signature |
| James A. Tardiff | |
| Typed or printed name of person signing certificate | |

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 26, 2004 of the Examiner finally rejecting claims 1-28 and 30-56. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated May 26, 2004 for two (2) month(s) from August 26, 2004 to October 26, 2004.
2. ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.
- ☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

09/316,699

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4. Fees are submitted for the following:

☒ Extension of Time for two month(s) \$ 430

☐ Additional Extension of Time:

| | | | |
|--|-----------|----|--------|
| Fee for Extension | ([] mo.) | \$ | |
| Less fee paid | ([] mo.) | \$ | |
| Balance of fee due | | \$ | 0 |
| <input checked="" type="checkbox"/> Notice of Appeal | | \$ | 340 |
| <input type="checkbox"/> Other | | \$ | |
| TOTAL | | | \$ 770 |


5. The method of payment for the total fees is as follows:

- ☐ A check in the amount of \$[] is enclosed.
- ☒ Please charge Deposit Account No. 08-0380 in the amount of \$770.00.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By: 
James M. Smith
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Concord, MA 01742-9133
Date: 10/26/04